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2002P14188US01; 60427-615

## REMARKS

Claims 1-2, 4-16, 18-20, and 22-33 remain in the application including independent claims 1, 5, 14, and 24. Claims 17 and 21 were previously cancelled, and claims 3 and 22 are cancelled by the present amendment. Previously independent claim 11 has been returned to its original dependent form as being dependent from claim 1. New claims 34 and 35 have been added including independent claim 34.

Claims 22-23 are indicated as allowable. Claim 22 has been incorporated into claim 5, thus applicant asserts that claims 5-8 and 23 are now in condition for allowance.

The examiner has withdrawn all previously allowable claims. Applicant has amended claim 11 to return to its original dependent form from claim 1. Thus, applicant requests that the restriction requirement regarding claims 11 and 12 be withdrawn.

The 35 U.S.C. 112, second paragraph, rejection for claim 3 is moot as claim 3 has been cancelled.

Claims 1-10, 13-16, 18-20, 24-30, 32, and 33 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Kodweiss et al. (US 6830024). Applicant has amended claim 1 to clarify that the first and second shells are single-piece shells with the resonator being integrally and completely formed as part of the first and second single-piece shells. Kodweiss does not disclose this feature. Kodweiss discloses a first shell 20, a second shell 22, and a cover 30 that is used to form part of the resonator. Thus, Kodweiss discloses that three separate pieces are required to form the resonator. Further, based on the teachings of Kodweiss, the cover 30 cannot be formed as part of the shell 20. Thus, claim 1 is allowable over Kodweiss. For similar reasons claims 14 and 24 are also allowable over Kodweiss.

Claim 31 stands rejected under 35 U.S.C. 103(a) as being unpatentable over Kodweiss (US 6830024) in view of Ma (US 6085712). For the reasons set forth above, Kodweiss does not disclose, suggest, or teach the claimed invention. Ma does not make up for the deficiencies of Kodweiss.

New claims 34 and 35 are also allowable over the recited references. None of the references disclose or suggest the combination of features set forth in claim 34. For example, the

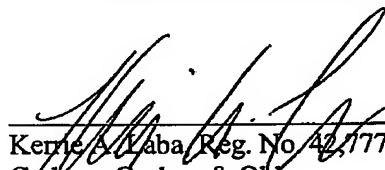
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references do not disclose two shells with both an integral resonator and intake manifold with a throttle hose portion that forms part of the air path between the resonator and intake manifold.


Applicant believes that all claims are now in condition for allowance. An indication of such is requested. As independent claim 11 has been returned to original dependent form and as dependent claims 3, 17, and 21-22 have been cancelled, Applicant believes no additional fees are due, however, the Commissioner is authorized to charge Deposit Account No. 50-1482 in the name of Carlson, Gaskey & Olds for any additional fees or credit the account for any overpayment.

Respectfully submitted,

  
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## CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States patent and Trademark Office, fax number (703) 872-9306, on September 14, 2006.

  
Laura Combs